



MISSOURI ETHICS COMMISSION

P.O. Box 1370
Jefferson City, MO 65102
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(573) 751-2020 / (800) 392-8660

James Klahr
Executive Director

October 6, 2015

Marlin O'Neal Sr.
Mayor, City of Morley
22976 US Highway 61
Morley MO 63767

Re: MEC No. 15-0049-I

Dear Mr. O'Neal:

The Missouri Ethics Commission considered the complaint filed against you at its October 5, 2015 meeting. The complaint alleged you own a local gas station where city vehicles are fueled and incidental items are purchased with the city of Morley, a fourth class city, making payments exceeding \$5,000 but such activity has not been bid.

Under section 105.458.2(1), RSMo:

No sole proprietorship, partnership, joint venture, or corporation in which any member of any legislative body of any political subdivision is the sole proprietor, a partner having more than a ten percent partnership interest, or a coparticipant or owner of in excess of ten percent of the outstanding shares of any class of stock, shall:

(1) Perform any service for the political subdivision or any agency of the political subdivision for any consideration in excess of five hundred dollars per transaction or five thousand dollars per annum, or in the case of a school board five thousand dollars per annum, unless the transaction is made pursuant to an award on a contract let after public notice and competitive bidding, provided that the bid or offer accepted is the lowest received.

Staff review of the complaint determined for the years 2013, 2014, and 2015, the city's fuel purchases from your gas station did not exceed \$500 per transaction nor total \$5,000 in any year. Review also determined that your gas station is the only one in Morley and the next closest station is three to five miles away.

From the facts presented, the Commission finds no reasonable grounds exist to support a conflict of interest violation under Chapter 105, RSMo, and is dismissing the complaint.

Sincerely,

A handwritten signature in cursive script, appearing to read "James Klahr".

James Klahr
Executive Director